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MAILED

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OFFICE OF PETITIONS


In re Patent No. 7,175,891	:
Issue Date: February 13, 2007	:
Application No. 10/673,909	:
Filed: September 30, 2003	:
Attorney Docket No. MERCK-2781	:
	DECISION ON PETITION

This is a decision on the petition filed October 15, 2009, requesting under 37 CFR 1.182 for replacement of terminal disclaimer filed August 23, 2006 be withdrawn. The \$400.00 petition fee has been received.

The petition is **DISMISSED**.

Petitioner asserts that the last three numbers for the copending application listed on the terminal disclaimer were mistakenly transposed with the last three numbers for the patent on the terminal disclaimer. However, the Office does not consider the error as a transposing of numbers and furthermore it was the responsibility of the petitioner to review the file prior to payment of the issue fee. The patent issued February 13, 2007.

Telephone inquiries related to this decision should be addressed to Michelle R. Eason at (571) – 272-4231.

  
Thurman K. Page  
Petitions Examiner  
Office of Petitions